

SECONDARY

Application No. 76861502

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JUL 30 2009

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed MAR 27 2008 under 76861

The applicant Pabco Building Products, LLC

P.O BOX 364329 of North Las Vegas  
Street Address or P.O. Box City or Town

Nevada, 89036 hereby make(s) application for permission to appropriate  
State and Zip Code

the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of

incorporation; if a copartnership or association give names of members.)

INCORPORATED IN THE STATE OF NEVADA, March 28, 2001

1. The source of water is EFFLUENT (PERMIT 76861)  
Name of stream, lake, underground, spring or other sources.
2. The amount of water applied for is 0.075 SECOND FEET (0.048 MGD) second feet.  
One second foot equals 448.83 gallons per minute.
  - (a) If stored in reservoir give number of acre-feet \_\_\_\_\_
3. The water to be used for DUST SUPPRESSION AT MINING OPERATION  
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated \_\_\_\_\_
  - (b) Stockwater, state number and kind of animals \_\_\_\_\_
  - (c) Other use (describe fully in No. 12) \_\_\_\_\_
  - (d) Power:
    - (1) Horsepower developed \_\_\_\_\_
    - (2) Point of return of water to stream \_\_\_\_\_

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STATE ENGINEER'S OFFICE

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

NO CHANGE FROM PRIMARY PERMIT. MAP FILED UNDER PERMIT NO. 76861

NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> Section 7, T. 20 S. R. 64 E., M.D.B.M. or at a point from which the NW corner of said Section 7 bears N 26° 31' 42" W a distance of 3011.533 feet.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated.) and portion NW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>  
The SE<sup>1</sup>/<sub>4</sub> and portions of SW<sup>1</sup>/<sub>4</sub> of SEC. 01, a portion of the S<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub> of SEC. 11, the SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, the E<sup>1</sup>/<sub>2</sub> NW<sup>1</sup>/<sub>4</sub>, the E<sup>1</sup>/<sub>2</sub> of the SW<sup>1</sup>/<sub>4</sub>, and the E<sup>1</sup>/<sub>2</sub> of SEC. 12, A portion of the E<sup>1</sup>/<sub>2</sub> of the NW<sup>1</sup>/<sub>4</sub>, a portion of the N<sup>1</sup>/<sub>2</sub> of SE<sup>1</sup>/<sub>4</sub>, and the NE<sup>1</sup>/<sub>4</sub> of SEC. 13, all within T. 20 S. R. 63 E. M.D.M. All of SEC. 07, 17, and 18. A portion of NE<sup>1</sup>/<sub>4</sub>, a portion of the NW<sup>1</sup>/<sub>4</sub>, and the S<sup>1</sup>/<sub>2</sub> of SEC. 06. The SW<sup>1</sup>/<sub>4</sub> of SEC. 08, the N<sup>1</sup>/<sub>2</sub>, the SE<sup>1</sup>/<sub>4</sub>, and the NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> of SEC 19, the N<sup>1</sup>/<sub>2</sub> NE<sup>1</sup>/<sub>4</sub>, the NW<sup>1</sup>/<sub>4</sub>, and the NW<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub> OF SEC. 20, All within T. 20 S. R. 64 E. M.D.M. (See item 13 for continuation.)

7. Use will begin about January 1 and end about December 31 of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

EXISTING COGENERATION PLANT AND OUTFALL PIPELINE TO EVAPORATION POND

9. Estimated cost of works: \$0

10. Estimated time required to construct works: Immediate startup  
(If well completed, describe works.)

11. Estimated time required to complete the application of water to beneficial use: five year

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):  
(Failure to provide a detailed description may cause a delay in processing.)

The primary permit water is effluent withdrawn from the waste stream prior to discharge into the evaporation pond for the Nevada Cogeneration Associates, #2, Black Mountain cogeneration plant, Clark County. The secondary use is for dust suppression on roads and disturbed areas within the place of use. Effluent water shall be applied by truck and sprinklers, as appropriate. The Nevada Division of Environmental Protection has approved the use of effluent under NEV 90050, Outfall 002. Attached is an effluent water use agreement between Nevada Cogeneration #2 and Pabco Building Products, LLC.

13. Miscellaneous remarks:

PABCO Building Products LLC, has ownership of place of use areas described in No. 6. and U.S. Bureau of Land Management Right-of-Way grants (N-54125 and Nev-54076) for access to their waterline and wells (Pabco's permits 72759 through 72762).

No. 6 continuation POU: PORTIONS OF THE NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> OF SEC. 20, PORTIONS OF THE NW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub> NE<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, AND NE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> OF SEC. 29 ALL WITHIN T. 20 S. R. 63 E. M.D.M.

R. 64 E.

lroy@broadbentinc.com  
E-mail Address

702-563-0600  
Phone No.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Lonnie C. Roy

Type or print name clearly

By

Signature, applicant or agent

Broadbent & Associates, Inc.

Company Name

8 W Pacific Ave,

Street Address or P.O. Box

Henderson, NV 89015

City, State, Zip Code

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

REL  
per  
FAX

REL  
per  
fax

REL  
per  
fax